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said, a question of degree, it is at least doubtful whether such a degree of negligence had been reached as to justify an award against the company.—London Law Journal.

Injuries to Person Accompanying Passengers.—The case of *Wickert v. Wisconsin Cent. Ry. Co.*, 125 Northwestern Reporter, 943, was a personal injury action for damages. Plaintiff and daughter had accompanied some relatives to a railroad station for the purpose of seeing them off. The train pulled in, and plaintiff and her daughter said their farewells and gave parting kisses. The confusion and good byes all over with plaintiff's friends ascended the steps and called out to plaintiff to bring up the baby and a satchel. She responded by doing as requested and getting on the train. She remained only a moment, then started to descend the steps. Upon reaching the second step, the train began to move out moderately, whereupon she became dizzy, and soon fell off, sustaining injuries. The conductor had started the train at a time when it appeared no one was attempting to board or descend from any car. The Wisconsin Supreme Court held that trainmen are justified in presuming that all those who board a train at a station are passengers, and since there was no evidence that they knew or ought to have known that plaintiff was, at the time the conductor gave the signal to start, upon the train otherwise than as a passenger outward bound, no negligence was shown and the company was not liable. This is in accordance with *Chesapeake, etc., R. Co. v. Paris*, 16 Va. Law Reg. 416.

Billiard and Pool Halls Are Nuisances.—The board of trustees of Eldorado, Oklahoma, being empowered by statute to declare what shall constitute a nuisance and to prevent the same, passed an ordinance declaring billiard halls and pool rooms nuisances, and prohibited their running. Plaintiff Jones was convicted of violating the ordinance. In the case of *Ex parte Jones*, 109 Pacific Reporter, 570, he claimed that the ordinance was void upon the ground that municipal corporations are creatures of the Legislature, and can exercise only such powers as are expressly conferred by their charter or by statute. The Criminal Court of Appeals of Oklahoma holds that although a statutory grant of power to a municipality to declare what shall constitute a nuisance does not empower a municipality to declare a thing a nuisance which is clearly not one, it does empower the municipality to declare anything a nuisance which is so per se, or which by reason of its location, management, or use, or of local conditions and surroundings, may or does become such; and that as the operation of a billiard hall or pool room for gain is not recognized by the law as necessary or useful, or as a business which a person has an inherent right to engage in, the general authority given the trustees empowered them to pass the ordinance in question.